



Legislative Update

June 27, 2005*

Tennessee Commission on Children and Youth
 Andrew Johnson Tower, Ninth Floor
 710 James Robertson Parkway
 Nashville, TN 37243-0800

ABBREVIATIONS

Ag	Agriculture	Fail	Failed	PAm	Passed as Amended
Am	Amended	FWM	Finance, Ways & Means	Ref	Referred
Bud	Budget	GO	Government Operations	S	Support St -Statement
Cap	Caption Bill	GSC	Placed on General Subcommittee	SC	Placed on Subcommittee
CBS	Companion Bill Substituted	GW	General Welfare, Health & Human Resources	SCCY	Select Oversight Committee on Children and Youth
CE	Conservation & Environment	HD	Placed on House Desk	SCTC	Select Oversight Committee on TennCare
CEA	Consumer & Employee Affairs	HHR	Health & Human Resources	SD	Senate Desk
CFA	Children & Family Affairs	HJR	House Joint Resolution	SJR	Senate Joint Resolution
CLA	Commerce, Labor, & Agriculture	HR	House Resolution	SLG	State & Local Government
Com	Commerce	Jud	Judiciary	SR	Senate Resolution
CR	Calendar & Rules	O	Oppose	Tran	Transportation
Def	Deferred	OCC	Select Oversight Committee on Corrections	W	Withdrawn
ECT	Environment, Conservation & Tourism	OCE	Select Oversight Committee on Education	Off	Bill taken off notice
Ed	Education	Pass	Passed	NPA	No Position As Amended

For further information: contact the bill's sponsor; call Legislative Services Office; Tennessee General Assembly- (615)741-3511; review bill status online at www.legislature.state.tn.us; or contact Steve Petty, TCCY Legislative Specialist- (615)741-2633. To receive the **Legislative Update** via e-mail go to <http://www.state.tn.us/tccy/listserv.html> and follow the instructions. To view a copy online of this **Update** or the **Legislative Report** go to <http://www.tennessee.gov/tccy>



Tennessee Commission on Children and Youth
 authorization number 316032 January 2005 350 copies.
 This public document was promulgated at a cost of \$0.25
 each

Tennessee Commission on Children and Youth

Legislative Update, June 27, 2005

Category	Short Title	Senate Bill	Senate Sponsor	House Bill	House Sponsor	TCCY Pos.	Senate Status	Senate Action	House Status	House Action
Corrections	Commissioner to report death of person in custody of state	227	Harper	53	Pruitt		PC 0168		PC 0168	
Corrections	Sexual offender registration and monitoring	505	Kilby	384	Briley		PC 0179		PC 0179	
Corrections	Juvenile facilities operated by the department	552	Crowe	648	Cochran		GW	Ref	CFA/SC	Ref
Corrections	Youth service officers must pass drug test	1525	Jackson	2216	Buck		GW	Ref	CFA/SC	Ref
Criminal Law	Drug or alcohol Impaired Minor Responsibility Act	52	McNally	13	Newton		Jud	Ref	Jud/SC	off
Criminal Law	Changes to sexual offender registry/tracking act of 2004	190	Jackson	2256	McMillan		PC 0316	Sign by Gov.	PC 0316	Sign by Gov.
Criminal Law	Sexual offenses committed against minors	219	Miller, J.	15	Newton		Jud	off	FWM/SC	off
Criminal Law	Sexual offenses committed against minors	220	Miller, J.	332	Newton		Jud	off	Jud/SC	off
Criminal Law	Drug-free zones	258	McNally	291	Hackworth		PC 0295	Sign by Gov.	PC 0295	Sign by Gov.
Criminal Law	Due process rights relative to Special Education Hearings	268	Ketron	243	DuBois		Ed	off	Ed/SC	Ref
Criminal Law	Investigations of child abuse cases	474	Crutchfield	531	Hackworth		Jud	Ref	Jud/SC	off
Criminal Law	Furnishing alcohol to a minor	493	Bryson	314	Lynn		Jud	off	Jud	off
Criminal Law	Increases penalty for child abuse and statutory rape	504	Kilby	918	Overby		PC 0487	Sign by Gov.	PC 0487	Sign by Gov.
Criminal Law	Child sexual abuse	514	Kilby	536	Winningham			W	Cap	HD
Criminal Law	Reporting requirements for rape of a minor	864	Fowler	870	Deberry, J.		Jud	off	FWM/SC	Fail
Criminal Law	Statutory rape	865	Fowler	871	Deberry, J.	O	Jud	Ref	Jud	off
Criminal Law	Sexual battery	879	McNally	857	Newton	S	PC 0478	Sign by Gov.	PC 0478	Sign by Gov.
Criminal Law	Death threats in school	1076	Ketron	782	DuBois		Jud	off	Jud	Summer Study 6/16
Criminal Law	Prior notification to principal of delinquent's return	1222	Miller, J	1050	Hargett		Jud	Ref	Cap	HD
Criminal Law	Removes statute of limitations for certain offenses	1482	Jackson	1102	McMillan		Jud	off	FWM/SC 5/11	off
Criminal Law	Offenses committed by gangs	1537	Ford, J	1309	Deberry, J		FWM	Jud pass 4/12	FWM/SC	Fail
Criminal Law	Failure to report child abuse	1772	Person	442	Fowlkes	S	PC 0256	Sign by Gov.	PC 0256	Sign by Gov.
Criminal Law	Rape of a child-juvenile offense definition revised	2070	Norris	2111	Fowlkes		PC 0265	Sign by Gov.	PC 0265	Sign by Gov.
Criminal Law	Sexual exploitation of minors-redefined activities	2102	Burchett	2082	Deberry, J		PC 0496	Sign by Gov.	PC 0496	Sign by Gov.
Criminal Law	Adult solicitation of a minor	2168	Haynes	2154	Langster		Jud	Ref	Jud/SC	off
Criminal Law	Juvenile sex offenders-detention	2182	Finney	2107	McCord		Jud	Ref	CFA/SC	off
Criminal Law	Sexual offender registration requirements	2204	Burks	2161	Hargrove		Jud	Ref	Jud/SC	off
Criminal Law	Meth-Free Tennessee Act of 2005	2318	Kyle	2334	McMillan		PC 0018		PC 0018	
Education	Establishes nutritional standards for after school programs	43	Cohen	352	Newton		Ed	Ref	GO	Ref
Education	Annual report on education and graduation rates	90	Ketron	322	Hood		CR	Floor Ref	Jud	off
Education	K-3 at-risk program and English language learners	145	Fowler	613	Brown		Ed	Ref	Ed/SC	Ref
Education	K-3 at-risk program and English language learners	146	Fowler	611	Brown		Ed	off	Ed/SC	off
Education	Health report card for public school children	247	Finney	445	Fowlkes		PC 0194		PC 0194	
Education	Mental health screenings in schools prohibited	545	Fowler	1971	Cochran	O	Floor	PAm 5/11	FWM/SC	Def to 2006
Education	Evaluation of lottery funded pre-K programs	573	Kyle	1864	McMillan		Ed	Ref	Ed/SC	Ref

Category	Short Title	Senate Bill	Senate Sponsor	House Bill	House Sponsor	TCCY Pos.	Senate Status	Senate Action	House Status	House Action
Education	Sexual violence awareness education in high schools	595	Finney	374	Casada		Floor	PAm 5/12	FWM/SC	Def to 2006
Education	Students educational choices	626	Black	643	Cochran		Ed	Ref	Ed/SC	Ref
Education	Joint committee to study elementary and secondary funding	630	Black	551	Bunch		Delayed Bills		Ed/SC	Ref
Education	Indoor air quality and mold in schools	641	Hagood	585	Litz		PC 0291	Sign by Gov.	PC 0291	Sign by Gov.
Education	Charter schools	721	Ford, J	1720	Turner, L		Ed	Ref	FWM	Ed pass 5/17
Education	Charter schools	722	Ford, J	1418	Jones, U		Ed	Ref	Ed/SC	off
Education	Value added testing and performance goals	842	Harper	156	Turner, M		Ed	Ref	Ed/SC	Ref
Education	Increasing number of school social workers	846	Harper	436	Cooper, B		Ed	Ref	Ed	off
Education	Preschool programs expanded to include more children	860	Harper	650	Cooper, B		Ed	Ref	Ed/SC	Ref
Education	In-school suspension for K-6 in lieu of expulsion	863	Harper	900	Cooper, B	S	Ed	Ref	Ed	off
Education	Parental participation in school processes	948	Ford, J	1317	Deberry, L		Ed	off	Floor	Def to 2006
Education	Passage of TCAP tests	1015	Crutchfield	649	Brown		PC 0446	Sign by Gov.	PC 0446	Sign by Gov.
Education	Physical education programs for fitness and health	1071	Ketron	953	Johnson, P.			W		W
Education	Imagination library program	1085	Ketron	789	DuBois		Ed	off	SLG/SC	Ref
Education	Conflict resolution intervention programs	1090	Harper	107	Pruitt	S	PC 0335	Sign by Gov.	PC 0335	Sign by Gov.
Education	Military access to high school information	1184	Crowe	424	Hargett		Ed	off	GO	Ref
Education	Zero tolerance policies for special education students	1267	Ramsey	1247	Godsey		Ed	Ref	Ed/SC	Ref
Education	Possession of firearms close to school property	1319	McNally	1848	Winningham		Ed	Ref	Ed/SC	Ref
Education	Evening alternative schools-grades 6-12	1567	Burchett	1392	Brooks, Henri		Ed	Ref	Ed/SC	Ref
Education	Public school adoption of bullying policy	1621	Black	2114	Jones, S.	S	PC 0202	Sign by Gov.	PC 0202	Sign by Gov.
Education	Tuition waiver for foster children	1667	Hagood	1087	McMillan	S	FWM	off	FWM/SC	off
Education	School nutrition standards	1862	Herron	277	McDaniel	S	Ed	Ref	Ed/SC	Ref
Education	Cognitive behavioral therapy	1972	Williams	1645	McKee		PC 0346	Sign by Gov.	PC 0346	Sign by Gov.
Education	Family resource centers given specific purpose	2115	Crutchfield	2069	Montgomery	S	PC 0192		PC 0192	
Education	Charter Schools	2167	Hagood	2137	Jones, U		PC 0414	Sign by Gov.	PC 0414	Sign by Gov.
Education	Governor's Books from Birth Fund	2275	Kyle	2288	McMillan		PC 0416	Sign by Gov.	PC 0416	Sign by Gov.
Education	Voluntary Pre-K for Tennessee Act of 2005	2317	Kyle	2333	McMillan	S	PC 0312	Sign by Gov.	PC 0312	Sign by Gov.
Education	Coordinated School Health Improvement Act	SJR 38	Ketron			S	Delayed Bills	Ref		
Environment	Children's Act for Clean Indoor Air-penalty revised	2125	Black	2085	Maddox		Jud	Ref	Ag	off
Family Law	Emergency room observation as punishment for delinquent	5	Kurita	604	Curtiss		PC 0057		PC 0057	
Family Law	Child Custody determination-de facto custodian	22	Finney	375	Casada		Jud	Def to 5/03	CFA/SC	Ref
Family Law	Enact Haley's Law	66	Kilby	61	Ferguson		Jud	Ref	Jud/SC	off
Family Law	Drop-in child care facility hours and operations	199	Henry	216	Briley	S	PC 0093		PC 0093	
Family Law	Child Abuse reporting	554	Burks	123	Jones, S	SAm	PC 0185		PC 0185	
Family Law	Child Support Guidelines	625	Black	644	Cochran		Jud	Ref	CFA/SC	Ref
Family Law	Child custody and visitation	628	Black	561	Bunch		Jud	off	CFA/SC	Ref
Family Law	Child Care agencies accredited by national agencies	653	Beavers	1185	Buck	O	GW	Ref	HHR/SC	Ref

Category	Short Title	Senate Bill	Senate Sponsor	House Bill	House Sponsor	TCCY Pos.	Senate Status	Senate Action	House Status	House Action
Family Law	Limits on orders of protection	702	Haynes	951	Cochran		Jud	off	CFA/SC	off
Family Law	Review of child support guidelines	707	Haynes	122	Jones, S		PC 0403	Sign by Gov.	PC 0403	Sign by Gov.
Family Law	Child abuse during pregnancy	799	Burchett	994	Vaughn		Jud	Def to 2006	FWM/SC	Fail 5/18
Family Law	Domestic abuse relative to minors	808	Burchett	489	Dunn		PC 0257	Sign by Gov.	PC 0257	Sign by Gov.
Family Law	Homosexuals not allowed to adopt	829	Black	543	Bunch	O	Jud	off	CFA/SC	Ref
Family Law	Child support guidelines –stay-at-home parents	834	Black	760	Clem		Floor	PAm 5/24	CR	Def to 2006
Family Law	Kinship foster care program	955	Ford, J	704	Bowers	S	PC 0196		PC 0196	
Family Law	Model teenage pregnancy program	1011	Ford, J	1264	DeBerry, L		FWM	GW PAm 4/27	FWM/SC	Def to 2006
Family Law	Council of juvenile and family court judges	1013	Ford, J	1289	DeBerry, L	S	Jud	off	CFA/SC	Ref
Family Law	Temporary license for child care agency	1022	Ramsey	1081	Hargett		GW	Ref	Cap	HD
Family Law	Parenting plan for custodial parents	1080	Ketron	784	DuBois		PC 0127		PC 0127	
Family Law	Equally shared parenting in custody arrangements	1183	Jackson	941	Fowlkes	O		W	CFA/SC	Ref
Family Law	Moral Kombat intervention program	1294	Ramsey	1254	Fowlkes		Floor	Pass 2/28	Ed/SC	Ref
Family Law	Guardians ad litem and training	1524	Jackson	2206	Buck			W	Cap	HD
Family Law	Respite from placement for foster parents	1526	Jackson	2214	Buck		GW	Ref	Cap	HD
Family Law	Department of juvenile justice	1531	Person	1970	Cochran	O	GO	off	GO/SC	Ref
Family Law	Transporting of children by child care agency	1547	Ford, J	1314	DeBerry, J		GW	Def	Cap	HD
Family Law	Homosexuals prohibited from adoption	1615	Bryson	775	Clem	O	Jud	off	CFA	Fail 3/16
Family Law	Petition to have juvenile delinquent records expunged	1663	Harper	1921	Pruitt	SAm	PC 0412	Sign by Gov.	PC 0412	Sign by Gov.
Family Law	Juvenile delinquents will not be placed in foster care	1665	Harper	1126	Pruitt	O	Jud	off	CFA/SC	off
Family Law	Tennessee child support guidelines advisory committee	1694	Haynes	700	Jones, S		Jud	Ref	CFA /SC	Def to 2006
Family Law	Hardware-secured detention for juvenile offenders	1770	Person	1292	DeBerry, L	S	Jud	Ref	CFA/SC	off
Family Law	Purpose of child protection legislation	1771	Person	446	Fowlkes	S	GW	Ref	CFA/SC	Ref
Family Law	Child protection services reform	1773	Person	447	Fowlkes	S	PC 0391	Sign by Gov.	PC 0391	Sign by Gov.
Family Law	Equally shared parenting time is in child's best interest	1782	Jackson	1729	Fowlkes	O	Floor	Pass 4/18	CFA/SC	Ref
Family Law	Child custody	1808	Herron	501	McDaniel	O	Jud	Ref	CFA/SC	Ref
Family Law	Homosexuals barred from becoming foster parents	1924	Jackson	2230	Buck	O	GW	Ref	CFA/SC	Ref
Family Law	Homosexuals barred from adoption	1930	Jackson	2234	Buck	O	Jud	Ref	CFA/SC	Ref
Family Law	Removal of marriage license fees used to fund mediation	1955	Fowler	1394	Clem	O	Jud	Ref	CFA/SC	Ref
Family Law	Standards for guardians ad litem	2032	Burchett	2143	Jones, S	S	Jud	Ref	CFA/SC	Ref
Family Law	Child visitation, support and custody policies	2073	Cooper, J	2147	DeBerry, J		Jud	Ref	CFA/SC	Ref
Family Law	Multi-level response system for children at risk of harm	2087	Henry	2195	Briley	S	GW	Def to 5/04	GO	Ref
Family Law	Child support collections	2091	Henry	2244	McMillan		PC 0287	Sign by Gov.	PC 0287	Sign by Gov.
Family Law	Transfers between community service agencies and DCS	2205	Burks	2159	Hargrove		PC 0249	Sign by Gov.	PC 0249	Sign by Gov.
Family Law	Reporting requirements of community service agency board	2254	Kyle	2267	McMillan		PC 0354	Sign by Gov.	PC 0354	Sign by Gov.
Family Law	Permanent guardians for neglected or delinquent children	2255	Kyle	2268	McMillan	S	PC 0389	Sign by Gov.	PC 0389	Sign by Gov.
Family Law	Licensure requirements-child care agencies	2283	Kyle	2297	McMillan		PC 0151		PC 0151	

Category	Short Title	Senate Bill	Senate Sponsor	House Bill	House Sponsor	TCCY Pos.	Senate Status	Senate Action	House Status	House Action
Government	State contracts for child care services	1822	Herron	1793	Rinks		SLG	off	SLG/SC	Ref
Government	Commission on children and youth field staff	1295	Cooper, J	1867	McMillan		SLG	Ref	Cap	HD
Government	Sunset-commission on children and youth	1381	Harper	1504	Kernell	S	PC 0073		PC 0073	
Government	Commission on children and youth to develop assessment tool	1769	Person	1291	DeBerry, L	S	PC 0304	Sign by Gov.	PC 0304	Sign by Gov.
Government	Community service agency board reporting requirements	1999	Harper	2155	Pruitt		GW	Ref	CFA/SC	Ref
Health Care	Alcohol, tobacco, and drug prevention for minors	193	Hagood	1404	Tindell		PC 0484	Sign by Gov.	PC 0484	Sign by Gov.
Health Care	Birth control availability at public health agencies	1149	Fowler	687	Gresham	O	GW	off	HHR/SC	Ref
Health Care	Tennessee Student Health Act	1231	Ketron	1408	Baird		Floor	PAm 5/12	Ed	off
Health Care	Investigation of sudden and unexplained death of minors	2277	Kyle	2292	McMillan	S	PC 0356	Sign by Gov.	PC 0356	Sign by Gov.
Health Care	Prescription substitution for generic equivalents	2308	Kyle	2324	McMillan		GW	off	HHR/SC	Def to 2006
Health Care	Childhood obesity programs			HJR 85	Cooper, B	S		Sign by Gov.		Sign by Gov.
Judiciary	Sudden and unexplained death of child under 12	1542	Cohen	1310	DeBerry, J		Jud	Ref	Jud/SC	off
Lottery	Fundraisers-school affiliated organizations	314	Miller, J.	556	Bunch		SLG	Ref	SLG/SC	Ref to Lottery Oversight
Lottery	After school grants	583	Kyle	1588	McMillan		Ed	Ref	Cap	HD
Licensure	Pharmacist Freedom of Conscience Act	76	Finney	1383	Casada		GW	Def to 5/04	HHR/SC	Def to 2006
Licensure	Social worker definition strengthened	1804	Herron	1844	Odom	S	PC 0469	Sign by Gov.	PC 0469	Sign by Gov.
Public Finance	Allocation of tobacco settlement payments	830	Black	1246	Godsey		FWM/SC	Def	FWM	Ref
Public Finance	Expenditure of funds not appropriated by the general assembly	911	Miller, J.	906	Maggert	O	FWM	Ref	FWM	Ref
Public Finance	Tennessee Child Care Affordability Act of 2005	1798	Herron	1671	Fitzhugh		FWM/SC	off	FWM	Ref
Public Finance	Youth tobacco prevention fund	1891	Herron	388	Armstrong		FWM/SC	off	FWM	Ref
Retail Trade	Smoking ban in restaurants	46	Cohen	1692	Stanley		CLA	Fail 3/22	Ag	Ref
Taxes	Items intended for resale by Pre-K programs taxable	2269	Kyle	2284	McMillan		FWM/SC	off	Cap	HD
TennCare	TennCare Preservation Act of 2005	54	Cohen	703	Bowers		FWM	off	Ag	Ref
TennCare	Medical assistance for children who lose TennCare	1844	Herron	1842	Armstrong		GW	Ref	HHR/SC	Ref
TennCare	Study on health disparities			HJR 91	Cooper, B.		Floor pass 5/09	Sign by Gov.	Floor PAm 3/31	Sign by Gov.
Tort Liability	Liability of child care agencies	665	Fowler	310	Coleman		Jud	off	Jud/SC	Def to 2006
Transportation	No cell phone usage for certain drivers	36	Cohen	2054	Brooks, Henri		PC 0236	Sign by Gov.	PC 0236	Sign by Gov.
Transportation	Hayden's Law	262	McNally	80	Dunn		Trans	off	Trans 4/26	Def to 2006
Transportation	Drivers at child care centers	492	Bryson	315	Lynn		PC 0453	Sign by Gov.	PC 0453	Sign by Gov.
Transportation	Booster seats	597	Finney	429	Campfield		Trans	off	Trans/SC	Ref
Transportation	Minimum height requirement for child restraint systems	903	Black	823	Johnson, P.		PC 0055		PC 0055	
Transportation	Child passenger restraint systems	1064	Ketron	496	DuBois		Trans	off	Trans/SC	off
Transportation	Day care center transportation rules-alarm systems	1781	Harper	1738	DeBerry, L.		GW	Ref	Cap	HD
Transportation	Ricky and Johnson's Law-inhalant abuse	2007	McNally	1884	Turner, M.		Floor	Def to 2006	FWM/ 5/18	off
Transportation	Child passenger restraint violations	2101	Williams, M.	57	Shaw		Trans	off	Jud	Summer Study 6/16